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CLERK U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
DEPUTY

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07 CV 2382 BIM RBB

8
9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA

BY FAX

11
12 KIM MCBRIDE, TERRY
SALAZAR, TAMMY HELBLE, and
13 NANCY MELLO, individually and
on behalf of all others similarly
14 situated,

15 Plaintiffs,

16 v.

17 JENNY CRAIG INC., a Delaware
corporation; JENNY CRAIG
18 DIRECT, INC., a Delaware
corporation; and DOES 1 through
19 10, inclusive,

20 Defendants.

CASE NO.

NOTICE OF RELATED CASES

[LOCAL RULE 40.1(e)]


21
22 PLEASE TAKE NOTICE that pursuant to Local Rule 40.1(e),
23 defendant Jenny Craig Inc. ("Defendant") hereby gives notice that the above-
24 referenced action is related to the following pending cases:

25 Defendant informs the Court that this case is related to Dibel et al. v.
26 Jenny Craig International Inc., et al. ("Dibel"), Case No. 873564, filed October 6,
27 2006. Dibel involves the same underlying alleged wage and hour violations as in
28 this case, and plaintiffs in Dibel seek relief for similar and identical claims.

1 Furthermore, the defendants in each case are either the same entity or a related
2 entity. Currently, Dibel is before the Honorable Judge Janis L. Sammartino. Given
3 the similarities in each case, judicial economy would be served through assignment
4 to a single district court judge.¹

5 Dated: December 19, 2007

McDERMOTT WILL & EMERY LLP

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7 By: 
8 Richard Frey
9 Attorneys for Defendant
JENNY CRAIG INC.

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McDERMOTT WILL & EMERY LLP
ATTORNEYS AT LAW
CHICAGO

¹ This case also is related to Cleaves et al. v. Jenny Craig Inc., et al., Case No. Bc354904, filed June 30, 2006, in the Superior Court of the State of California for the County of Los Angeles. This case is currently on appeal in the California Court of Appeal.

PROOF OF SERVICE

I, Karen S. Kimura, declare:

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 2049 Century Park East, Suite 3800, Los Angeles, California 90067-3218. On December 19, 2007, I served a copy of the within document(s):

NOTICE OF RELATED CASES [LOCAL RULE 40.1(e)]

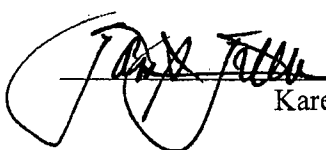
- ☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below.
- ☐ by placing the document(s) listed above in a sealed _____ envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a _____ agent for delivery.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

Robert Montes, Jr., Esq.
 MASS & MONTES LLP
 10100 Santa Monica Blvd. Suite 300
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I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on December 19, 2007, at Los Angeles, California.


 Karen S. Kimura